

Appl. No.: 10/763,440
Amdt. dated 01/20/2006
Reply to Office action of November 1, 2005

REMARKS/ARGUMENTS

In the Claims:

Applicants wish to express their sincere appreciation to the Examiner for finding Claims 34-63 allowable. Because this application was subject to an earlier Restriction Requirement where Applicants elected to prosecute the claims of Group II (namely Claims 23-33, 34-63, and 69-83), Applicants have "withdrawn" Claims 1-22, and 64-68.

Claims 23-33

The Office Action provides that Claims 23-27 are rejected under 35 USC 102(e) as being anticipated by Gray et al (Gray et al. – US 2003/0043073 A1, herein referred to as "Gray"). The Office Action further provides that Claims 28-33 are rejected as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claims. Claim 28 depends from Claim 23, Claims 29-31 and Claim 33 depend from Claim 28, and Claim 32 depends from Claim 31. If Claim 28 is re-written to include all the limitations of base Claim 23, the resulting claim would be duplicative of Claim 34. Therefore, Applicants have amended Claim 23 to include the limitation of a see-through display to display information or instructions about at least one of the one or more items being tracked, where the information and instructions appear proximately superimposed on the one or more items, which is not disclosed, taught or suggested by Gray. Applicants respectfully submit that amended Claim 23 is allowable and, as such, dependent Claims 24-33 now depend from an allowable independent claim and are each in a form for patenting.

Claims 69-74 and 76-83

Claims 69-74 and 76-83 are rejected under 35 USC 102(e) as being anticipated by Good et al. (Good et al – US 2004/0069854 A1; hereinafter referred to as "Good.") The Office Action provides that Claim 75 is rejected as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form to include all of the limitations of the base claim and

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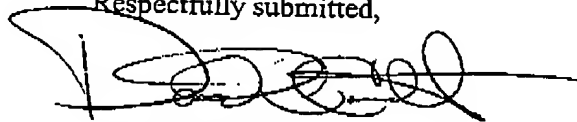
any intervening claims. Claim 75's base claim is Claim 69. Therefore, Claim 69 is amended to include all the limitations of dependent Claim 75. Amended Claim 69 is not disclosed, taught or suggested by Good, therefore Applicants respectfully submit that dependent Claims 70-74 and 76-83 are now in a form for patenting as they all depend from (now allowable) Claim 69. Claim 75 is canceled.

Conclusion:

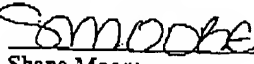
It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Applicants respectfully request the Examiner to contact the Applicants' attorney directly at 404-881-7846 if additional information is needed or if the Examiner has any questions.

Respectfully submitted,



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